

REMARKS

Reconsideration and withdrawal of the rejection set forth in the above-mentioned Official Action in view of the concurrently filed Terminal Disclaimer are respectfully requested.

Claims 11-16, 18, 20, 39 and 40 are pending in the application, with Claim 11 being the only independent claim.

Claims 11-16, 18, 20, 39 and 40 were rejected under the judicially created doctrine of obviousness-type double patenting as allegedly being unpatentable over Claims 1-20 of U.S. Patent No. 6,244,701 (Moriya et al.). Without conceding the propriety of the rejection, and solely to expedite issuance, Applicants are submitting herewith a Terminal Disclaimer. Applicants submit that the filing of the Terminal Disclaimer obviates the double patenting rejection. Reconsideration and withdrawal of the double patenting rejection are requested.

Applicants submit that the instant application is in condition for allowance. Favorable reconsideration and an early Notice of Allowance are requested.

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our below-listed address.

Respectfully submitted,



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